| UNITED STATES DISTOUTHERN DISTRIC    |   |        |                  |
|--------------------------------------|---|--------|------------------|
| ART ASSURE LTD., LLC,                |   | X<br>: |                  |
|                                      | Plaintiff,  | •      | *                |
| BURKHALTER, ELIA<br>CORPORATE ART CO | -against-<br>I, MICHAEL SCHULZ, THOMAS<br>NE PIDOUX, INTERNATIONAL<br>DNSULTING, KEVIN WYNN,<br>KI, HANS-BERT MOLL, and DZ<br>VEIZ) AG, | •      | 14 CV 3756 (LGS) |
|                                      | Defendants.   | :      |                  |
|                                      |   | X      |                  |

## DECLARATION OF THOMAS BURKHALTER IN OPPOSITION TO CROSS MOTION FOR DISCOVERY

I, Thomas Burkhalter, Dr.iur., hereby depose and state under the penalties of perjury pursuant to 28 U.S.C. § 1746:

- 1. I am over eighteen years old, and I make this affidavit based on my personal knowledge.
- 2. On August 9, 2014, I received an e-mail from Asher Edelman, a true and accurate copy of which is attached hereto as Exhibit 1.
- 3. Attached hereto as Exhibit 2 is a true and accurate copy of the current website found at <a href="https://www.artmentum.com">www.artmentum.com</a>, printed on August 27, 2014.

Pursuant to 28 U.S.C. § 1746, I declare (or certify, verify, or state) under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed in Zurich/Switzerland under the pains and penalty of perjury this 28 day of August, 2014.

Thomas Burkhalter, Dr.Jur.